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DOCKET NO.: B00801.70237.US

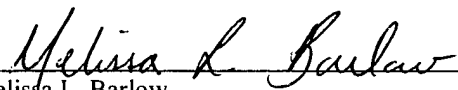
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael R. Wessels et al.
Serial No: 10/005,200
Confirmation. No.: 8283
Filed: December 5, 2001
For: PREVENTION AND TREATMENT OF STREPTOCOCCAL
AND STAPHYLOCOCCAL INFECTION
Examiner: Vanessa L. Ford
Art Unit: 1645

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 14th day of July, 2003.


Melissa L. Barlow

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

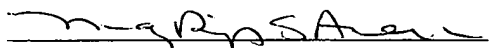
Transmitted herewith are the following documents:

- ☒ **Response to Restriction Requirement**
- ☒ **Return Receipt Postcard**

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,
Michael R. Wessels et al., Applicant

By: 
Mary Dilys S. Anderson, Reg. No.: 52,560
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210-2211
Telephone: (617)720-3500

Docket No. B00801.70237.US
Date: July 14, 2003
xJuly 26, 2003x



ATTORNEY'S DOCKET NO. B00801.70237 US


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Melissa L. Barlow

Commissioner For Patents
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Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Restriction Requirement dated June 26, 2003, Applicants hereby request entry of the following election.

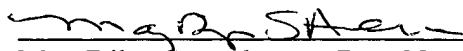
ELECTION

Applicant hereby elects the claims of Group I, claims 1-19, 21-23, 45, and 68, drawn to a method of treating a subject to reduce the likelihood of streptococcal or staphylococcal infection comprising administering orally to a subject in need of such treatment, classified in class 424, subclass 184.1.

REMARKS

In response to the Restriction Requirement, Applicants have elected to prosecute Group I. Having made this election, Applicants expressly reserve the right to file one or more divisional applications on the subject matter of the nonelected claims.

Respectfully submitted,
Michael R. Wessels et al., Applicant


MaryDily's S. Anderson, Reg. No. 52,560
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, MA 02210-2211
(617) 720-3500

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X07/26/03